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SERIES I No. 14

# OFFICIAL GAZETTE

## GOVERNMENT OF GOA

### EXTRAORDINARY

#### GOVERNMENT OF GOA

Department of Rural Development & R.D.A.

#### Notification

DRDA -N/NREGS/08-09

Read: Notification No. DRDA -N/NREGA/Part-II/  
08-09/1448

In exercise of the powers conferred by sub-section (1), read with clauses (c) and (e) of sub-section (2), of Section 32 of the National Rural Employment Guarantee Act, 2005 (42 of 2005), Government of Goa hereby makes the following rules, namely:—

1. **Short title and commencement.**— (1) These rules may be called the National Rural Employment Guarantee (Goa State Employment Guarantee Council) Rules, 2008.

(2) They shall come into force from the date of their publication in the Official Gazette.

2. **Definitions.**— In these rules, unless the context otherwise requires,

(a) 'Act' means the National Rural Employment Guarantee Act, (Goa) 2005 (42 of 2005);

(b) "State Council" means the State Employment Guarantee Council constituted under sub-section (1) of Section (12) of the Act.

(c) 'Chairperson' means the Chairperson of the State Council;

(d) 'District Panchayat' means an institution (by whatever name called) of self-government constituted under article 243B of the Constitution, for the rural areas at the district levels in accordance with the provisions of Part IX of the Constitution;

(e) 'Executive Committee' means the Executive Committee of the State Council constituted under sub-rule (1) of rule 9;

(f) 'Member Secretary' means the Member-Secretary of the State Council;

(g) 'section' means a section of the Act;

(h) 'Scheme' means a Scheme notified by a State Government under sub-section (1) of section 4;

(i) Words and expressions used but not defined in these rules shall have the meaning respectively assigned to them in the Act.

#### 3. The State Council.—

(1) The State Council constituted under sub-section (1) of section 12 shall consist of the following, namely:—

(a) Minister for Rural Development....  
Chairperson, ex officio;

(b)(i) Secretary to the Government of Goa,  
Department of Rural Development .....Member  
ex officio;

(ii) The Director, Women and Child Development. .... Member;

(iii) The Director, Agriculture Department  
.....Member;

(iv) The representative of Director, Planning, Statistics and Evaluation, not below the rank of Joint Director ..... Member;

(v) The Director of Panchayats.....Member;

(vi) The representative of Chief Conservator of Forests not below the rank of Conservator of Forests .....Member;

(vii) The Director of Social Welfare....Member;

(viii) The representative of Labour & Employment not below the rank of Deputy Labour Commissioner .....Member;

(ix) The representative of Water Resources Department, not below the rank of Superintending Engineer .....Member.

(x) Project Director, DRDA South, Margao-Goa.

(c) Fifteen members to be nominated by the State Government from Panchayati Raj Institutions, organizations of workers and disadvantaged groups, two representatives from the Other Backward Classes, one representative each from Scheduled Tribes and Scheduled Castes and minorities.

(d) three members to be nominated by the State Government of whom—

(i) one shall be an expert in any of the areas of works, such as water conservation, land development, afforestation and plantation and rural engineering, listed or notified under Schedule I of the Act;

(ii) one shall be an expert in social audit; and

(iii) one shall be an expert on wage employment;

(e) Project Director & ex officio Joint Secretary to the Government of Goa in charge of National Rural Employment Guarantee Act, (Goa) 2005 .....Member Secretary.

(2) Not less than one-third of the total number of non-official members of the State Council shall be women.

4. Terms and conditions of appointment of Members.—

(1) The members representing the Ministries or Departments of the Government of Goa shall hold their offices as long as they are serving in their respective Ministries or Departments or till the concerned Ministry or Department nominates any other officer.

(2) The term of office of the non-official members nominated under clause (c) of sub-rule (1) of rule 3 shall be appointed for a period of one year.

(3) A non-official member nominated under clause (e) of sub-rule (1) shall be appointed for a period of two years or till any other member is appointed in his place takes charge, whichever is earlier.

(4) The non-official members nominated under clause (d) and (e) of sub-rule (1) shall be entitled to receive travelling allowance and dearness allowance for attending the meetings of the State Council or the Executive Committee, as the case may be, at the rates admissible to the State Government servants of the Grade 'A' Officer.

(5) The non-official members shall also be entitled to receive honorarium at the rate of three hundred rupees per day for the days of the meeting of the Central Council or its Executive Committee or any other official work for which they attend to at any place on invitation by the State Council.

5. Resignation, etc. of non-official members.—

(1) Any non-official member may,—

(a) by writing under his hand addressed to the Chairperson resign his office at any time;

(b) be removed from his office in case he incurs any disqualification mentioned in sub-rule (2)

(2) The State Government may remove from office a non-official member if he,—

(i) has been adjudged as an insolvent, or

(ii) has been convicted of an offence which, in the opinion of the State Government, involves moral turpitude; or

(iii) has become physically or mentally incapable of acting as a member; or

(iv) has acquired such financial or other interest as is likely to affect prejudicially his functions as a member; or

(v) has so abused his position as to render his continuance in office prejudicial to the public interest; or

(vi) remains absent for three consecutive meetings of the State Council except for reasons beyond his control or without permission of the Chairperson.

(3) Any vacancy caused in the State Council due to resignation, death, removal or otherwise of a non-official member shall be filled from the same category to which such member was representing and the person newly nominated shall hold office so long as the member whose place he fills would have been entitled to hold office, if the vacancy had not occurred.

**6. Meetings of the State Council and its quorum.**— (1) The State Council shall meet at least two times in a year or more frequently as it may consider necessary, at such place and at such time, as may be decided upon by the Chairperson:

Provided that six months shall not intervene between two consecutive meetings of the State Council.

(2) The Chairperson shall preside at every meeting of the State Council at which he is present, and in his absence, the Secretary to the Government of Goa, Department of Rural Development shall preside.

(3) Not less than one-third of the members shall constitute the quorum for the meetings of the Central Council.

**7. Procedure of the meetings.**— (1) The Member Secretary shall give at least fourteen clear days notice for a meeting of the State Council, giving therein the date, time and place of the meeting.

(2) If the quorum in the meeting is not present, the Chairperson may adjourn the meeting by fifteen minutes and the Chairperson and the members present at the adjourned meeting shall constitute the quorum.

(3) Every question brought before any meeting of the State Council shall be decided upon by a majority of the members present and voting at the meeting before which the matter is brought and no member shall be allowed to vote by proxy.

(4) In the case of an equality of votes on any resolution or question, the Chairperson shall have a casting or a second vote.

(5) The Member-Secretary shall, within thirty days of a meeting, circulate the minutes of that meeting duly approved by the Chairperson.

**8. Functions of the State Council.**— (1) The State Council shall perform the duties and discharge the functions assigned to it under section 12 of the Act.

(2) The State Council may, subject to such control and directions, authorize the Member-Secretary to deal with such financial and administrative matters for the day to day functioning.

(3) The State Council shall lay down the systems and procedures for maintenance of its accounts and other records.

(4) The Member Secretary shall be responsible for the custody and maintenance of the minutes book and other records at the State Council and those of the Executive Committee.

**9. Executive Committee.**— (1) The State Council shall constitute a Committee to be called the Executive Committee to assist it to discharge the duties and perform the functions assigned to it.

(2) The Executive Committee constituted under sub-rule (1) shall consist of the following, namely:—

(i) Secretary to the Government of Goa, Rural Development —President

(ii) One representative of the Ministry of Panchayati Raj and two members not below the rank of Joint Secretary to the Government of Goa nominated by the Chairperson of the Executive Committee —Members

(iii) Three non-official members of the State Council to be nominated by the President of the State Council. —Member

(3) The Member-Secretary of the State Council shall be the Member-Secretary of the Executive Committee.

10. *Functions of the Executive Committee.*— (1) Subject to the general superintendence and directions of the State Council, the Executive Committee shall perform the following duties and functions, namely:—

(a) take steps to give effect to the decisions of the State Council;

(b) manage the administrative and financial affairs of the State Council;

(c) sanction expenditure in connection with the affairs of the State Council;

(d) appoint expert groups for technical support and advice to improve the quality of implementation of the Act;

(e) exercise such powers and performs such functions as may be entrusted to it by the State Council.

(2) The Executive Committee shall meet at least once in three months or more frequently, if required by the State Council.

11. *Funds of the Central Council.*— (1) The State Council shall meet its expenses in connection with its affairs and the functions entrusted to it under the Act or these rules from the annual grants released to it by the State Government.

(2) The funds of the State Council shall be operated through a scheduled bank as approved by the State Council.

By order and in the name of the Governor of Goa.

*G. P. Pilarnekar*, Project Director & ex officio Joint Secretary (R.D.).

Panaji, 2nd July, 2008.

SCHEDULE

- (i) Adhyaksha of North Goa Zilla Panchayat.
- (ii) Adhyaksha of South Goa Zilla Panchayat.
- (iii) Chairman of Goa Mahila Shakti Abhiyan (State Level).
- (iv) Chairman of Goa Mahila Shakti Abhiyan (North Goa).
- (v) Chairman of Goa Mahila Shakti Abhiyan (South Goa).
- (vi) Chairman, Goa State SC & OBC Finance & Development Corporation.
- (vii) Chairperson of Goa State Women's Commission.
- (viii) Co-opted member of SC Community of Zilla Panchayat (North).
- (ix) Co-opted member of SC Community of Zilla Panchayat (South).
- (x) Chairman, Scheduled Tribes Community.
- (xi) Vice-Chairman, S.T. Community.
- (xii) Four Sarpanchas of Village Panchayats to be nominated by the State Government (Two from each District).